



ifw 1653

Atty. Docket No.: 21715/1010

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Pelletier, et al.  
Serial No.: 09/689,952  
Filed: October 12, 2000  
Entitled: Compositions and Methods Involving  
an Essential Staphylococcus Aureus  
Gene and its Encoded Protein

Examiner: Kam, C.M.

Group Art Unit: 1653

Conf. No.: 7855

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a**

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kathleen M. Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**TRANSMITTAL LETTER**

Enclosed for filing in the above-identified patent application, please find the following documents:

1. Information Disclosure Statement;
2. Form PTO-1449;
3. Copies of Cited References; and
4. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 16-0085, Reference 21715/1010. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: 8/5/04

Name: Kathleen M. Williams

Registration No.: 34,380

Customer No.: 29933

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111 Huntington Avenue

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**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.56, 1.97 AND 1.98**

Dear Sir:

In accordance with the duty of disclosure under 37 CFR § 1.56, Applicant submits this Information Disclosure Statement pursuant to 37 CFR §§ 1.97 and 1.98 in the above-identified application for consideration by the Patent Office.

A listing of the cited documents is also enclosed, as well as, for the Examiner's convenience, copies of the documents in the list.

Pursuant to CFR § 1.97(e)(1), each item contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application or International application. Because this statement is being filed within three months of receipt of the Search Report, no fee is believed to be due. A copy of the Search Report is included and cited on the enclosed PTO-1449.

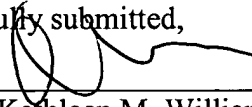
Applicant does not intend to represent that any of the documents submitted herein are material prior art to this invention or that the list represents an exhaustive search of documents related to this invention.

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Applicant respectfully requests that the documents submitted herein be considered and made of record in this application.

Date: 8/5/04

Respectfully submitted,



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Registration No.: 34,380  
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U.S. Department of Commerce Patent and Trademark Office				Attorney Docket No. 21715/1010		Serial No. 09/689,952	
INFORMATION DISCLOSURE STATEMENT				Applicant(s): Pelletier, et al.			
				Filing Date: October 12, 2000		Group: 1653	
U.S. PATENT DOCUMENTS							
Examiner Initial		Patent No.	Date	Name	Class	Subclass	Filing Date (if appropriate)
FOREIGN PATENT DOCUMENTS							
Examiner Initial		Document No.	Publication Date	Country	Class	Subclass	Translation
							YES NO
	1.	WO 00/32825	8 June 2000	PCT	C12Q	1/70	
OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)							
	2.	Kimmerly, et al.; "Staphylococcus epidermis strain SR1 clone step. 1049g03 genomic sequence"; (2000); Database accession no. AF270108; XP002267915.					
	3.	Qian, et al.; "Staphylococcus aureus clone sabac-135, complete sequence"; (2000); Database accession no. AC078832; XP002267916.					
	4.	Takami, et al.; "Bacillus halodurans DnaI"; (2000); Database accession no. Q9K863; XP002267917.					
	5.	Kunsch, et al.; "Staphylococcus aureus contig SEQ ID #106"; (1999); Database accession no. AAV74417; XP002267918.					
	6.	Ogasawara, et al.; "Bacillus subtilis dnaB gene for initiation of chromosomal replication"; (1987); Database accession no. X04963; XP002267919.					
	7.	Kunsch, et al.; "Enterococcus faecalis genome contig SEQ ID NO: 341"; (1999); Database accession no. AAX13278; XP002267920.					
	8.	Ogasawara, et al.; "Bacillus subtilis DnaI"; (1988); Database accession no. P06567; XP002267921.					
	9.	Bruand, et al.; "Primosome Assembly Site in Bacillus Subtilis"; (1995); <u>EMBD Journal</u> ; vol. 14, no. 11, pgs. 2642-2650.					
	10.	Black, et al.; "DNA encoding a Staphylococcus aureus protein of unknown function"; (1998); Database accession no. AAT83989; XP002268024.					
	11.	Supplementary Partial European Search Report dated 26 January 2004.					
EXAMINER					DATE CONSIDERED		
<small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.</small>							
<small>**Copies of references not provided at the time of this submission.</small>							